

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

ELECTRIC GENERATORS FOR SENSIBLE
CCR REGULATION,

Petitioner,

v.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY; MICHAEL S.
REGAN, Administrator, U.S. Environmental
Protection Agency,

Respondents.

Case No.: 24-1276

PETITION FOR REVIEW

Pursuant to Section 7006(a)(1) of the Solid Waste Disposal Act of 1970, as amended by the Resource Conservation and Recovery Act of 1976, 42 U.S.C. § 6976(a)(1), Federal Rule of Appellate Procedure 15(a), and D.C. Circuit Rule 15, Electric Generators for Sensible CCR Regulation hereby petitions this Court for review of the final rule entitled “Hazardous and Solid Waste Management System: Disposal of Coal Combustion Residuals From Electric Utilities; Legacy CCR Surface Impoundments,” which was promulgated by Respondents United States Environmental Protection Agency and Michael S. Regan, Administrator of the United States Environmental Protection Agency, on May 8, 2024. 89 Fed. Reg. 38,950 (May 8, 2024).

Dated: August 6, 2024

/s/ Michael E. Born

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Respectfully submitted,

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RULE 26.1 DISCLOSURE STATEMENT

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure and D.C. Circuit Rule 26.1, the Electric Generators for Sensible CCR Regulation hereby states that it is an *ad hoc* coalition of electric generating companies that have joined together for the purpose of filing this petition for review. The members of the *ad hoc* coalition own facilities that are subject to the final rule at issue in this case. The members of the *ad hoc* coalition are AEP Generation Resources, Inc.; Buckeye Power, Inc.; Ohio Power Company; and the Ohio Valley Electric Corporation, and its wholly owned subsidiary the Indiana-Kentucky Electric Corporation.

Electric Generators for Sensible CCR Regulation has no parent corporation,
and no publicly held corporation has a 10% or greater ownership in it.

Dated: August 6, 2024

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that I have caused a true and correct copy of the foregoing
Petition for Review and Rule 26.1 Statement to be served by U.S. Mail, postage
prepaid, addressed to the following:

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